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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
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19 SHAVOTNAE GOLDSBY, AND ALL OTHERS
20 SIMILARLY SITUATED,

21 Plaintiff,

22 vs.

23 ADECCO, INC, and DOES 1 through 100, inclusive,

24 Defendants.
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No. CV-07-5604 MMC

**[PROPOSED] ORDER GRANTING
PLAINTIFF SHAVOTNAE
GOLDSBY'S NOTICE OF MOTION
AND MOTION TO MODIFY
PRETRIAL PREPARATION ORDER**

**DATE: AUGUST 1, 2008
TIME: 10:30 A.M.
CTRM: 7
JUDGE: HON. MAXINE M. CHESNEY**

1 This matter having come on regularly for hearing before the Honorable Maxine M.
2 Chesney in Courtroom 7 of the United States District Court For The Northern District Of
3 California on August 1, 2008, Daniel H. Qualls of Qualls & Workman, L.L.P. appearing on behalf
4 of Plaintiff and Ross A. Boughton, Esq. of Sheppard, Mullin, Richter & Hampton, LLP appearing
5 on behalf of Defendant Adecco, Inc.

6 Plaintiff Shavotnae Goldsby seeks modification of the existing Pretrial Preparation Order,
7 entered by this Court on February 15, 2008, by extending the time permitted for Plaintiff to file
8 her motion for class certification by 75 days. Good cause for modification exists pursuant to Fed.
9 Rule Civ. Proc. 16(b)(4) given Defendant Adecco's repeated delays in permitting Plaintiff to take
10 30(b)(6) depositions on the topics of Adecco's compensation policies, California meal period
11 break policies, and California meal period break recordkeeping practices and procedures.
12 Defendant did not produce its representative on these topics for over eight months after the
13 depositions were originally noticed. Good cause further exists given Defendant's failure to
14 provide full and complete answers to Plaintiff's special interrogatories. The short time period
15 between the 30(b)(6) deposition, which took place on June 4, 2008, and the July 7, 2008 deadline
16 for filing a motion for class certification coupled with the lack of interrogatory answers by
17 Defendant do not accord Plaintiff the opportunity to procure pre-certification evidence.
18 After briefing and argument, and good cause appearing,

19 **IT IS HEREBY ORDERED:**

20 The following modifications to the existing Pretrial Preparation Order are permitted:

- 21 1. Plaintiff's Motion for Class Certification is to be filed by September 22, 2008.
 - 22 2. Defendant's Opposition is due October 21, 2008.
 - 23 3. Plaintiff's Reply is due November 4, 2008.
 - 24 4. The Hearing on Plaintiff's Motion will take place November 21, 2008 at 9:00 a.m.
 - 25 5. A further Pretrial Scheduling Conference will take place August 26, 2008 at 3:00 p.m.
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1 **IT IS SO ORDERED.**

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Dated: _____

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Honorable Maxine M. Chesney
United States District Court Judge

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